



**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Applicants:** Nicholas Hayward, et al.

**Examiner:** P. Mertz

**Serial No.:** 09/424,458

**Art Unit:** 1646

**Filed:** March 16, 2000

**Docket:** 13198

**For:** THREE NOVEL GENES ENCODING A ZINC  
FINGER PROTEIN, A GUANINE, NUCLEOTIDE  
EXCHANGE FACTOR AND A HEAT SHOCK  
PROTEIN OR HEAT SHOCK BINDING PROTEIN

**Dated:** March 28, 2002

TECH CENTER 1600/2900

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#12

Assistant Commissioner for Patents  
Washington, DC 20231

**RESPONSE PURSUANT TO 37 C.F.R. §§1.111 AND 1.143**

Sir:

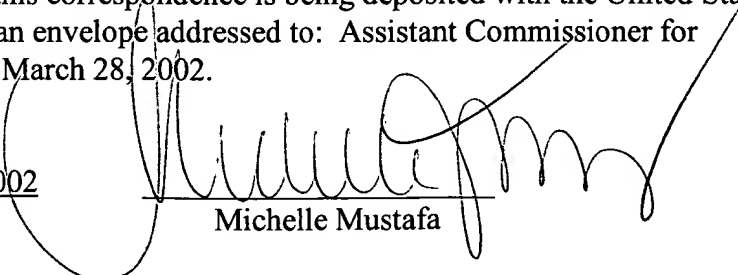
In response to the Office Action dated January 28, 2002, setting forth a requirement for restriction, and in accordance with the provisions of 37 C.F.R. §§1.111 and 1.143, Applicants provisionally elect, with traverse, the subject matter of Group II, Claims 1-2, 4-5, 8, 11-12, 15 and 19, drawn to an isolated nucleic acid molecule encoding a regulator of gene expression,

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**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, DC 20231 on March 28, 2002.

Dated: March 28, 2002

  
Michelle Mustafa

# COMBINED AMENDMENT & PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a) (Large Entity)

Docket No.  
13198

In Re Application Of: Nicholas Hayward, et al.

#10

Serial No.  
09/424,458

Filing Date  
November 23, 1999

Examiner  
Gerald G. Leffers, Jr.

Group Art Unit  
1636

Invention: **THREE NOVEL GENES ENCODING A ZINC FINGER PROTEIN, A GUANINE, NUCLEOTIDE EXCHANGE FACTOR AND A HEAT SHOCK PROTEIN OR HEAT SHOCK BINDING PROTEIN**

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## TO THE ASSISTANT COMMISSIONER FOR PATENTS:

This is a combined amendment and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of January 28, 2002 in the above-identified application.  
*Date*

The requested extension is as follows (check time period desired):

☒ One month    ☐ Two months    ☐ Three months    ☐ Four months    ☐ Five months

from: February 28, 2002    until: March 28, 2002  
*Date*    *Date*

The fee for the amendment and extension of time has been calculated as shown below:

### CLAIMS AS AMENDED

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	24 -	24 =	0	x \$18.00	\$0.00
INDEP. CLAIMS	12 -	12 =	0	x \$84.00	\$0.00
FEE FOR AMENDMENT					\$0.00
FEE FOR EXTENSION OF TIME					\$110.00
TOTAL FEE FOR AMENDMENT AND EXTENSION OF TIME					\$110.00

04/10/2002 RMEBRAHT 00000029 09424458

01 FC:115

110.00 DP

**COMBINED AMENDMENT & PETITION FOR EXTENSION OF  
TIME UNDER 37 CFR 1.136(a) (Large Entity)**

Docket No.  
13198

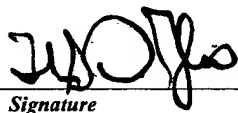
The fee for the amendment and extension of time is to be paid as follows:

- ☒ A check in the amount of **\$110.00** for the amendment and extension of time is enclosed.
- ☐ Please charge Deposit Account No. \_\_\_\_\_ in the amount of **\$0.00**.  
A duplicate copy of this sheet is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. **19-1013/SSMP**.  
A duplicate copy of this sheet is enclosed.
- ☒ Any additional filing fees required under 37 C.F.R. 1.16.
- ☒ Any patent application processing fees under 37 CFR 1.17.
- ☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. **19-1013/SSMP**. A duplicate copy of this sheet is enclosed.

TECH CENTER 1600 2900

APR 10 2002

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Signature

Dated: **March 28, 2002**

**Frank S. DiGiglio**  
Registration No. 31,346  
Scully, Scott, Murphy & Presser  
400 Garden City Plaza  
Garden City, New York 11530  
(516) 742-4343

I certify that this document and fee is being deposited  
on **March 28, 2002** with the U.S. Postal Service as  
first class mail under 37 C.F.R. 1.8 and is addressed to the  
Assistant Commissioner for Patents, Washington, D.C.  
20231.

  
Signature of Person Mailing Correspondence

**Michelle Mustafa**

Typed or Printed Name of Person Mailing Correspondence

CC: